

FILED  
JAMES BONINI  
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United States Court of Appeals for the Federal Circuit

05 MAR 31 PM 12:11

U.S. COURT  
SOUTHERN DISTRICT OHIO  
WEST DIV CINCINNATI

04-1200

PLAYTEX PRODUCTS, INC.,

Plaintiff-Appellant,

v.

PROCTER & GAMBLE COMPANY  
and PROCTER & GAMBLE DISTRIBUTING COMPANY,

Defendants-Appellees.

***Judgment***

ON APPEAL from the UNITED STATES DISTRICT COURT FOR THE  
SOUTHERN DISTRICT OF OHIO

In CASE NO(s): 02-CV-00391

This CAUSE having been heard and considered, it is

ORDERED and ADJUDGED:

**AFFIRMED-IN-PART, VACATED-IN-PART and REMAND.**

ENTERED BY ORDER OF THE COURT

DATED MAR - 7 2005

*Jan Herbach*

Jan Herbach, Clerk

**CERTIFIED COPY**  
I HEREBY CERTIFY THIS DOCUMENT  
IS A TRUE AND CORRECT COPY  
OF THE ORIGINAL ON FILE.

UNITED STATES COURT OF APPEALS  
FOR THE FEDERAL CIRCUIT

**ISSUED AS A MANDATE:**

MAR 28 2005 By: *Christy Thomas* Date: 3/28/05